

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

C. M. BUSTO,
Plaintiff,

v.

GOOGLE, et al.,
Defendants.

Case No. [5:21-cv-02642-EJD](#)

**ORDER ADOPTING MAGISTRATE
JUDGE'S REPORT AND
RECOMMENDATION AND
DISMISSING CASE**

Re: Dkt. No. 6

The Court has reviewed Magistrate Judge Virginia K. DeMarchi's Report and Recommendation to dismiss this action based on Plaintiff Chad M. Busto's failure to state a legally coherent theory of liability. Dkt. No. 6. The Court has reviewed two submissions from Mr. Busto which it construes as objections to the Report. Dkt. Nos. 14, 15. Mr. Busto's objections do not provide a basis for rejecting Judge DeMarchi's Report.¹ The Court finds the Report correct, well-reasoned and thorough, and adopts it in every respect. Accordingly, the Court **DISMISSES** this action pursuant to Federal Rule of Civil Procedure 41(b).

The Clerk of the Court shall close the file.

IT IS SO ORDERED.

Dated: June 22, 2021



EDWARD J. DAVILA
United States District Judge

¹ Mr. Busto's assertion that a hearing is scheduled for July 13, 2021 is not correct. Although an initial case management conference was previously scheduled for that date before Judge DeMarchi, the conference was vacated on April 19, 2021 upon reassignment to the undersigned judge. Dkt. No. 7. No hearings are currently scheduled before the Court.